REMARKS

Petition for Extension of Time Under 37 CFR 1.136(a)

It is hereby requested that the term to respond to the Examiner's Action of October 28, 2008 be extended three months, from January 28, 2009 to April 28, 2009.

The Commissioner is hereby authorized to charge the extension fee and any additional fees associated with this communication to Deposit Account No. 50-4364.

Applicant disagrees with and maintains its previously-presented traversal of the rejections made by the Examiner. However, Applicant has amended the claims in an effort to further prosecution. In the present invention, as now clarified by the amendments made to Claim 1, it is **viewed and updated** content that is identified; it is **only** this **viewed and updated** content that is then automatically sent for storage in device memory.

In Desai, the web server 202 stores **all viewed** web pages, and has no "knowledge" of whether they are updated or not. These viewed web pages can then be sent automatically to the user's device cache. The point of Desai is that the web pages stored are meant to be a **comprehensive** record of all viewed pages; Desai therefore teaches away from handling just a sub-set of all those viewed pages, namely **only** those pages that have been both updated and viewed as in now claimed.

Conversely, in Lara, the content distributor 125 stores **all updates** to web pages, and has no "knowledge" of whether they are viewed or not. This ensures that each web server in the Yahoo network of web servers has a **comprehensive** record of the pages it is hosting, including any and all updates. Lara therefore also teaches away from handling just a sub-set of all updated

pages at a given web server, namely **only** those pages that have been both **viewed and updated**.

The combination of Lara and Desai proposed by the examiner would mean that the web server 202 in Desai would store and send out a mix of (i) viewed and non-updated web pages plus (ii) viewed and updated web pages. This neither teaches nor suggests what amended Claim 1 covers. Amended Claim 1 covers the remote computer causing to be sent out **only** viewed and updated content. Hence, the combination of Lara and Desai fails to disclose, *inter alia*, the Claim 1 requirement:

> " . . . the remote computer automatically causing **only** that viewed and updated content stored on any of the web servers to be sent to the device over the network . . ."

There would be no motivation to modify Desai so that it no longer stored viewed and non-updated web pages. In fact, such a modification would defeat the purpose of Desai's web server, which is meant to be a comprehensive record of all viewed web sites.

In conclusion, the combination of Desai and Lara fails to render obvious the invention now defined in amended Claims 1 and 16 (and thus all the claims). In particular, a teaching or suggestion of pre-emptively sending, for storage in device memory, **only** content that has been both viewed and updated, is entirely absent from any combination of the prior art.

Conclusion

The present invention is not taught or suggested by the prior art. Accordingly, the Examiner is respectfully requested to reconsider and withdraw the rejection of the claims. An early Notice of Allowance is earnestly solicited.

The Commissioner is hereby authorized to charge the extension fee and any additional

fees associated with this communication to applicant's Deposit Account No. 50-4364.

Respectfully submitted

_April 28, 2009_____
Date

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